

08-03-01

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No: 1980044C

Anticipated Classification of
this application:

Class: Subclass:

Prior Application: 09/456,780

Examiner: R. Rabago

Art Unit: 1711

Assistant Commissioner for Patents
Washington, D. C. 20231

Sir:

This is a request for filing a ☐ continuation ☒ divisional application under 37 CFR 1.53(b), of pending prior application Serial No. 09/456,780, filed on 12/08/99, of Andrew Bell et al., for IN MOLD ADDITION POLYMERIZATION OF NORBORNENE-TYPE MONOMERS USING GROUP 10 METAL COMPLEXES.

1. ☒ Enclosed is a copy of the prior application, including the oath or declaration as originally filed and an affidavit or declaration verifying it as a true copy. (See 8 and 8a for drawing requirements).
 - a. ☒ Incorporation by Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
2. ☒ The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION, PLUS OR MINUS
ANY CLAIMS ADDED OR CANCELLED BY ANY AMENDMENTS NOTED BELOW

SMALL ENTITY/LARGE ENTITY

Total Claims 46 - 20 = 26 x \$9.00/\$18.00 = \$ 468.00

Independent Claims 4 - 3 = 1 x \$40.00/\$80.00 = \$ 80.00

Multiple dependent claims: 0
if any, add surcharge of + \$135.00/\$270.00 \$ 0.00

Basic fee: \$355.00/\$710.00 \$ 710.00

TOTAL FILING FEE: \$ 1,258.00

3. ☒ The Commissioner is hereby authorized to charge any fee deficiency which may be required, or credit any overpayment to Account No. 08-3150. A duplicate copy of this sheet is enclosed.
4. ☒ A check in the amount of \$ 1,258.00 is enclosed.
5. ☒ Cancel in this application original Claims 1-31 of the prior application before calculating the filing fee (at least one original independent claim must be retained for filing purposes) so that only Claims 32-77 remain in this application.
6. ☒ Amend the specification by inserting before the first line the following:

--CROSS-REFERENCE

This is a division of application Serial No. 09/456,780, filed on 12/08/99, of Andrew Bell et al., for IN MOLD ADDITION POLYMERIZATION OF NORBORNENE-TYPE MONOMERS USING GROUP 10 METAL COMPLEXES, which claims benefit to U.S. Provisional Application 60/111,585 filed 12/09/98.- -

7. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by a person authorized by Rule 138 and before payment of the Base Issue Fee.)
- 7a. ☒ Photocopies of the formal drawings from the prior application are enclosed.

8. ☐ Priority of application Serial No. _____ filed
on _____ in (country) is claimed under 35
USC §119.

8a. ☐ The certified copy has been filed in prior application Serial No. _____ filed
_____.

9. ☒ The prior application is assigned of record to The B.F. Goodrich Company, said Assignment
recorded on February 14, 2000, at Reel 010591, Frame 0818.

10. ☒ The power of attorney in the prior application is to Thoburn T. Dunlap, Reg. No. 31,246;
Brian M. Kolkowski, Reg. No. 36,847; and Valerie L. Calloway, Reg. No.
40,546.

☒ Please recognize as Associate Attorneys: Nestor W. Shust, Reg. No. 23,034; Daniel J.
Hudak, Reg. No. 25,879; Laura F. Shunk, Reg. No. 31,423; Frank C. Rote, Reg.
No. 20,395; Michele M. Tyrapak, Reg. No. 42,192; Cheryl L. Farine, Reg. No.
36,796 and Daniel J. Hudak, Jr., Reg. No. 47,669, all of which were added to
Serial No. 09/456,780 per the attached copy of Associate Power of Attorney and
Change of Address which was submitted on July 24, 2001.

a. ☒ The power appears in the original papers in the prior application.

b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior
application is enclosed.

c. ☒ Address all future communications to:

Nestor W. Shust
Hudak & Shunk Co., L.P.A.
7 West Bowery St., Suite 808
Akron, OH 44308-1138
Phone: 330-535-2220

11. ☒ A preliminary amendment is enclosed. (Claims added by this amendment have been
properly numbered consecutively beginning with the number next following the
highest numbered original claim in the prior application.)

12. ☒ I hereby verify that the attached papers are a true copy of prior application Serial No.
09/456,780 as originally filed on 12/08/99.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

8/2/01

(Date)

Nestor W. Shust

Nestor W. Shust

Address of signator:

HUDAK & SHUNK CO., L.P.A.
7 West Bowery Street
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Akron, OH 44308-1133

☐ Inventor(s)
☐ Assignee of complete interest
☒ Attorney or Agent of Record
☐ Filed under Rule 34(a)

Telephone: 330-535-2220

Attorney Docket: 1980044C (DIV)

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

UNDER 37 CFR 1.10 - SEPARATE PAPER

Applicant: Andrew Bell et al.

Serial No.: This application is a divisional application of U.S. Serial No. 09/456,780, filed 12/8/99

For: IN MOLD ADDITION POLYMERIZATION OF NORBORNENE-TYPE MONOMERS USING GROUP 10 METAL COMPLEXES

Examiner: Group Art Unit:

"Express Mail" Label No.: **EL 808314611 US**

Date of Deposit: **August 2, 2001**

I hereby certify that this paper or fee is being deposited in the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Box Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231.

Respectfully submitted,

HUDAK & SHUNK CO., L.P.A.


Joyce M. Spencer

NWS/js

7 West Bowery Street, Suite 808
Akron, OH 44308-1133
Telephone: (330) 535-2220
Attorney Docket No.: 1980044C (DIV)

Enclosures: Express Mail Certificate
Return Postcard
A Divisional Application Under 37 CFR 1.53
A copy of parent application, S/N 09/456,780, filed 12/8/99, including two sheets of drawings
A Copy of the Declaration & Power of Attorney and the Associate Power of Attorney
Preliminary Amendment
Check in the amount of \$1,258.00 for filing Divisional applicaiton